

REMARKS

Claims 2, 4-9, 15, and 17-22 are pending in this application. All pending claims stand finally rejected under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent No. 5,731,844 ("Rauch"). Applicants have amended claims 2, 7-9, 15, and 20-22 to more particularly define the claimed subject matter and to improve form. These amendments are fully supported by the specification, and do not add new matter. The rejection is respectfully traversed.

On October 20, 2008, applicants' representatives, Mr. Christopher Carroll (Reg. No. 55,776) and the undersigned, conducted a telephonic interview with Examiners Kelley and Van Handel. Applicants' representatives thank Examiners Kelley and Van Handel for their time and the courtesies extended during the interview. During the interview, the participants discussed the Final Office Action mailed on May 8, 2008 (the "Final Action") in the above-identified application. In particular, the participants discussed Examiner Van Handel's interpretation of the claim term "grid." While applicants' representatives and the Examiners did not agree on a reasonable interpretation of the claim term, Examiners Kelley and Van Handel agreed that an amendment that clarifies that the navigation cell of the claimed invention is located in a portion of the program guide defined by the time and channels bars is likely to overcome the § 102 rejection of independent claims 2 and 15 over Rauch.

Accordingly, without agreeing with the Examiner's interpretation of the claim term "grid" in the Final Action, but solely to advance prosecution of this application, applicants have amended independent claims 2 and 15 to clarify that the claimed navigation cell is located within a portion of the program guide defined by the time bar and the channel bar. The independent claims, as amended, are patently distinguished over Rauch for at least the reason that the day selector 220, time scroll 224, channel scroll 226, and topics button 254 of FIG. 2 in Rauch are not located within a portion of the program guide defined by the time bar and the channel bar.

For at least the foregoing reasons, Rauch fails to teach each and every element of amended independent claims 2 and 15. Applicants therefore respectfully request reconsideration and withdrawal of the rejection of claims 2 and 15. Claims 4-9, and 17-22 depend from claims 2 and 15

and add further elements thereto. Applicants therefore respectfully request reconsideration and withdrawal of the rejection of these claims as well for at least the same reasons.

In view of the above amendment, applicants believe the pending application is in condition for allowance.

Applicant believes no fee is due with this response, other than what is reflected on the enclosed Amendment Transmittal. However, if an additional fee is due, please charge our Deposit Account No. 06-1075, under Order No. 003597-0001 from which the undersigned is authorized to draw.

Dated: October 31, 2008

Respectfully submitted,

By Regina Sam
Regina Sam
Registration No.: L0381
ROPES & GRAY LLP
Customer No. 75563
Attorneys/Agents For Applicant